

Little Traverse Bay Bands of Odawa Indians
Tribal Council Meeting
June 22, 1997
9:00 a.m.

Closed Session: A closed session was conducted.

Called To Order: Meeting was called to order at 10:17 a.m.

Opening Ceremony: Opening ceremony was conducted by Janet Shomin.

Council Present: George Anthony, Patti Dyer-Deckrow, Janet Shomin, Barry Laughlin, Frank Ettawageshik, Alice Yellowbank.

Council Absent: Shirley Oldman

Staff Present: Susan Keller

Guests Present: See attached list.

Council Arrives: Shirley Oldman arrived at 10:30 a.m.

AGENDA:

The agenda was reviewed and amended.

Motion was made by **Barry Laughlin** and was **Seconded** by **George Anthony** to approve agenda as amended.

Vote: 7 YES 0 NO 0 ABSTAINED **Motion Carried**

BILLS:

Motion as made by **Janet Shomin** and was **Seconded** by **Shirley Oldman** to approve the bills as amended.

Vote: 7 YES 0 NO 0 ABSTAINED **Motion Carried**

MINUTES:

The minutes of June 8, 1997 were reviewed and amended.

Motion was made by **Alice Yellowbank** and was **Seconded** by **Patti Dyer-Deckrow** to approve minutes as amended.

Vote: 7 YES 0 NO 0 ABSTAINED **Motion Carried**

The minutes of February 1, 1997 were reviewed and amended.

Motion was made by **Patti Dyer-Deckrow** and was **Seconded** by **Janet Shomin** to approve February 1, 1997 meeting minutes as amended.

Vote: 7 YES 0 NO 0 ABSTAINED **Motion Carried**

The minutes of February 2, 1997 were reviewed and amended.

Motion was made by **Patti Dyer-Deckrow** and was **Seconded** by **Janet Shomin** to approve February 2, 1997 meeting minutes as amended.

Vote: 7 YES 0 NO 0 ABSTAINED **Motion Carried**

Public Comment: Public comment opened at 11:40 a.m. Gary Otto stated that NRC previously had presented a Resolution to Council seeking to join the Native American Fish & Wildlife Society. NRC believes it received approval from Council but was never sent to the Native American Fish & Wildlife Society. Chairman Ettawageshik stated that Anthony Hudson should follow up on this item and request a check to join the Native American Fish & Wildlife Society.

Shirley Oldman stated that she felt a card should be sent for Jay Oliver who has passed on. Council stated that families could submit an obituary that could be placed in the LTBB newsletter. NMOA will be celebrating their

50th anniversary next year. Tim Carey descendants group and Ethel Porter were added on to the council of NMOA through an election process.

Public Comment: Public comment closed at 11:52 a.m.

Recess: Recess was called at 11:54 a.m. Meeting was called back to order at 12:55 for lunch.

Building Code

Bryan Gillett, Jim Bransky, and Mike Jacobson assisted in the review of the proposed LTBB Building Code. Land use proposal was also reviewed. The Land Use Code will be administered by the Planner of Little Traverse Bay Bands, Bryan Gillett.

Motion was made by **Janet Shomin** and was **Seconded** by **Barry Laughlin** to adopt Waganaksing Odawa Statute Land Use Regulation Statute 1997007.

Vote: 7 YES 0 NO 0 ABSTAINED **Motion Carried**

Motion was made by **George Anthony** and was **Seconded** by **Barry Laughlin** to appoint the LTBB Tribal Planner, Bryan Gillette as acting zoning administrator.

Vote: 7 YES 0 NO 0 ABSTAINED **Motion Carried**

Motion was made by **Shirley Oldman** and was **Seconded** by **Barry Laughlin** to adopt the Building Code 1997008 on an interim basis.

Vote: 7 YES 0 NO 0 ABSTAINED **Motion Carried**

Comments: Bryan will provide a report on each assertion of the building code and provide to Council.

Motion was made by **Janet Shomin** and was **Seconded** by **Barry Laughlin** to adopt the plumbing code amendment to the building code.

Vote: 7 YES 0 NO 0 ABSTAINED **Motion Carried**

Motion was made by **Patti Dyer-Deckrow** and was **Seconded** by **George Anthony** add the land use regulation draft statutes and the building codes statutes and amendments to the legislative calendar.

Vote: 7 YES 0 NO 0 ABSTAINED **Motion Carried**

Motion was made by **Janet Shomin** and was **Seconded** by **Barry Laughlin** to take action on draft statutes from the previous motion up at this meeting in accordance with Section 4b of the Legislative Statute.

Vote: 7 YES 0 NO 0 ABSTAINED **Motion Carried**

Motion was made by **George Anthony** and was **Seconded** by **Patti Dyer-Deckrow** to approve the Waganakising Statutes 1997007 land use, 1997008 , 1997009.

Vote: 7 YES 0 NO 0 ABSTAINED **Motion Carried**

Motion was made by **Patti Dyer-Deckrow** and was **Seconded** by **Barry Laughlin** to adopt the one and two family dwelling unit amendment to the building code 1997010.

Vote: 7 YES 0 NO 0 ABSTAINED **Motion Carried**

Motion was made by **Alice Yellowbank** and was **Seconded** by **Patti Dyer-Deckrow** to adopt the Electrical Code amendment to the Building Code 1997011.

Vote: 7 YES 0 NO 0 ABSTAINED **Motion Carried**

Motion was made by **Janet Shomin** and was **Seconded** by **Barry Laughlin** to adopt the mechanical code amendment 1997012.

Vote: 7 YES 0 NO 0 ABSTAINED **Motion Carried**

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Motion was made by **Alice Yellowbank** and was **Seconded** by **George Anthony** to adopt the National Fire and Safety Code 1997013.

Vote: 7 YES 0 NO 0 ABSTAINED **Motion Carried**

Recess: Recess was called at 2:57 p.m. Meeting was called back to order at 3:07 p.m.

Tessa Reed, Substance Abuse Director, was introduced to Tribal Council.

NORAM

Mike Jacobson gave an overview of the legislative process regarding budget, transportation, and Detroit Gaming Regulatory, and modifications to Proposal E. Alan Ginsburg joined the meeting via a speaker phone at 3:15 p.m. The Michigan legislature is considering extending the session for an additional two weeks. Mike stated NORAM has been given assurance that the compacts are going hand in hand with the Detroit Casino passage. NORAM did an overview of the steps to prepare for compact approval. Chairman Ettawageshik stated that the current extension of the Letter of Intent with NORAM expires in July. He further stated Council & NORAM need to address the extension today.

Motion was made by **Patti Dyer-Deckrow** and was **Seconded** by **Janet Shomin** to extend the Letter of Intent w/NORAM for three months until October 5, 1997 or until an alternative agreement is reached.

Vote: 7 YES 0 NO 0 ABSTAINED **Motion Carried**

Motion was made by **Janet Shomin** and was **Seconded** by **Alice Yellowbank** to go into closed session at 3:45 p.m.

Vote: 7 YES 0 NO 0 ABSTAINED **Motion Carried**

Open Session: Open session resumed at 6:00 p.m.

Motion was made by **Patti** and was **Seconded** by **Janet Shomin** to conduct a special meeting for Tribal Administrator interviews.

Vote: 7 YES 0 NO 0 ABSTAINED **Motion Carried**

Motion was made by **Patti Dyer-Deckrow** and was **Seconded** by **Barry Laughlin** to approve Planning Department equipment request.

Vote: 7 YES 0 NO 0 ABSTAINED **Motion Carried**

Tribal Chairman's Report

Chairman Ettawageshik stated that he will be in Minneapolis, MN for a Midwest Alliance of Sovereign Tribes) (M.A.S.T.) meeting.

Francis Killer & Associates

An overview was given regarding the reports that Francis Killer distributed to Council. Francis stated that Ron Hewitt was a driving force of getting the reconciliation completed and is a valuable employee to have working at LTBB.

The Indirect Cost Rate was discussed. Francis provided the latest communication from the office of Inspector General. Two areas of concern were identified which were Space Cost and Travel..

Council Departs: Barry Laughlin departed at 7:30 p.m.

Council Departs: Patti Dyer-Deckrow departed at 7:35 p.m.

Council posed questions to Francis Killer & Associates regarding his written reports. They also issued a request that Francis Killer take part in the Accounting presentation at the upcoming community meeting. Also discussed was the current contract with Francis Killer & Associates.

Motion was made by **Janet Shomin** and was **Seconded** by **Alice Yellowbank** to extend the contract with Killer & Associates until December 31, 1997 with a fee and expense cap of \$39,000.00. Expenses beyond \$39,000.00 would need to come back to Council for approval.

Vote: 5 YES 0 NO 0 ABSTAINED **Motion Carried**

Comments: Francis Killer will attend the LTBB Community meeting on 6-28-97.

Motion was made by **Alice Yellowbank** and was **Seconded** by **Shirley Oldman** to accept the verbal and written report from Francis Killer & Associates.

Vote: 5 YES 0 NO 0 ABSTAINED **Motion Carried**

Criminal Code

The Criminal code was distributed to Council. Chairman Ettawageshik stated that this document has been reviewed by the departments of Law Enforcement, Tribal Court, and Jim Bransky from MILS.

Motion was made by **Alice Yellowbank** and was **Seconded** by **George Anthony** adopting Waganaksing Odawak Statute 1997014 as the interim LTBB Criminal Code.

Vote: 5 YES 0 NO 0 ABSTAINED **Motion Carried**

Council Departs: Janet Shomin departed at 8:45 p.m.

Motion was made by **Shirley Oldman** and was **Seconded** by **Alice Yellowbank** to spend up to \$200.00 from the Development account to attain a photographer at the next Tribal Council meeting to photograph Tribal Council members.

Vote: 4 YES 0 NO 0 ABSTAINED **Motion Carried**

Motion was made by **Alice Yellowbank** and was **Seconded** by **George Anthony** authorizing \$300.00 to come from the Development account to become a member of National Congress of American Indians (NCAI).

Vote: 4 YES 0 NO 0 ABSTAINED **Motion Carried**

Motion was made by **Shirley Oldman** and was **Seconded** by **Alice Yellowbank** for LTBB to become a member of NCAI.

Vote: 4 YES 0 NO 0 ABSTAINED **Motion Carried**

Beaver Island Trip

George Anthony, NRC Commissioner issued a request to Council for Doug Craven, the EPA intern, to be paid for travel from the Development account for a trip to Beaver Island.

Motion was made by **Alice Yellowbank** and was **Seconded** by **Shirley Oldman** to pay the necessary travel funds for Doug Craven, EPA intern, for a training trip to Beaver Island with funds to come from Development.

Vote: 4 YES 0 NO 0 ABSTAINED **Motion Carried**

Motion was made by **George Anthony** and was **Seconded** by **Shirley Oldman** to add the Reservation Conservation Code to the legislative agenda.

Vote: 4 YES 0 NO 0 ABSTAINED **Motion Carried**

Pow Wow

Shirley Oldman displayed the T-shirt for the 1997 LTBB Pow Wow which was designed by Tom Teuthorn.

Health

Arlene Naganashe distributed a needs assessment document based on a survey that was completed from 1997 statistics. She is requesting a resolution of support from Council for an Elder Health Care Initiative Grant. Funds from this program would be used to enroll our tribal elders in a program for nutrition, exercise, and other services.

Motion was made by **Shirley Oldman** and was **Seconded** by **George Anthony** to adopt **Resolution #06229702** for the Elder Health Care Initiative Grants.

Vote: 4 YES 0 NO 0 ABSTAINED **Motion Carried**

Council reviewed the three bids that were received into the office for the upcoming community meeting.

Motion was made by **Shirley Oldman** and was **Seconded** by **George Anthony** to accept the bid from Bryan Carver to provide food for the community meeting for \$881.95, and authorize Chairman Ettawageshik to sign any necessary documents.

Vote: 4 YES 0 NO 0 ABSTAINED **Motion Carried**

Motion was made by **Shirley Oldman** and was **Seconded** by **George Anthony** to accept Wes Andrew's proposal of \$500.00 from the Development account for payment of services of sifting and supplies for the Holy Childhood Church project.

Vote: 4 YES 0 NO 0 ABSTAINED **Motion Carried**

Motion was made by **Shirley Oldman** and was **Seconded** by **George Anthony** to not use power equipment to fill the trench back in at the Holy Childhood site, and to authorize Chairman Ettawageshik to forward a letter to the Renovation Committee stating Tribal Council's standing on this issue.

Vote: 4 YES 0 NO 0 ABSTAINED **Motion Carried**

Motion was made by **George Anthony** and was **Seconded** by **Alice Yellowbank** to approve Chairman Ettawageshik to attend the M.A.S.T. meeting in Cass Lake, MN.

Vote: 3 YES 1 (Shirley Oldman) NO ABSTAINED **Motion Carried**

Comments: Shirley Oldman felt that as Interim Tribal Administrator and Tribal Chairman, with the Community meeting coming up on that weekend she felt he should remain in the office.

EPA Grant Proposal

Motion was made by **George Anthony** and was **Seconded** by **Shirley Oldman** to adopt **Resolution #06229703** in support of the EPA Grant Proposal authorizing Chairman Ettawageshik to sign all necessary documents.

Vote: 4 YES 0 NO 0 ABSTAINED **Motion Carried**

Grass Mowing Contract

Motion was made by **Shirley Oldman** and was **Seconded** by **George Anthony** to accept the bid and approve the contract for grass mowing at the NRC site with Thomas Sutton funded by Maintenance funds.

Vote: 4 YES 0 NO 0 ABSTAINED **Motion Carried**

Motion was made by **George Anthony** and was **Seconded** by **Shirley Oldman** authorizing temporary clerical help for the Human Services Department with funds to come from the savings accrued in the wage and fringe line item of the 511 contract.

Vote: 4 YES 0 NO 0 ABSTAINED **Motion Carried**

Motion was made by **George Anthony** and was **Seconded** by **Shirley Oldman** to adjourn the Tribal Council meeting at 9:45 p.m.

Vote: 4 YES 0 NO 0 ABSTAINED **Motion Carried**

These minutes have been read and approved as written:

Barry Laughlin, Tribal Council Secretary

Date